

E-FILING

FILED

AUG 26 2008

RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JOSEPH P. RUSSONIELLO (CASBN 44332)
United States Attorney

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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SALINAS DIVISION

UNITED STATES OF AMERICA,

Plaintiff,

vs.

RAMON STEPHAN DIAZ,

Defendant.

CR-08 00572

Criminal No.

VIOLATIONS: 18 U.S.C. §13, assimilating
California Vehicle Code §148 (a)(1) Resisting
or Delaying Officer; and 18 U.S.C. §13,
assimilating California Penal Code §2800 (a) –
Failure to Obey Lawful Order

I N F O R M A T I O N

The United States Attorney charges:

COUNT ONE: 18 U.S.C. §13, assimilating California Penal Code §148 (a)(1) – Resisting or
Delaying Officer.

On or about 9 June 2008, at Fort Hunter Liggett, in the County of Monterey, in the Northern
District of California, and within the special maritime and territorial jurisdiction of the United
States, the defendant,

RAMON STEPHAN DIAZ,

1 did willfully and unlawfully resist, delay and obstruct SGT Clarence Edward Smith, who was
2 then and there a public officer, attempting to and discharging the duty of his office and
3 employment, a class A misdemeanor.

4 COUNT TWO: 18 U.S.C. §13, assimilating California Vehicle Code §2800 (a) – Failure to
5 Obey Lawful Order.

6
7 On or about 9 June 2008, at Fort Hunter Liggett, in the County of Monterey, in the
8 Northern District of California, and within the special maritime and territorial jurisdiction of the
9 United States, the defendant,

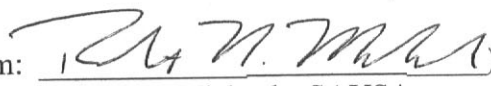
10 RAMON STEPHAN DIAZ,

11 did willfully and unlawfully fail and refuse to comply with a lawful order, signal and direction of
12 a uniformed peace officer in the performance of duty and refused to submit to a lawful inspection
13 under the Vehicle Code, an infraction.

14 DATED: 8/26/08

15 JOSEPH P. RUSSONIELLO
16 United States Attorney

17 
18 DAVID R. CALLAWAY
19 Assistant United States Attorney

20 (Approved as to form: )

21 Robert N. Michaels, SAUSA
22
23
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AO 257
(Rev. 9/92)

PER 18 U.S.C. 3170

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION -- IN U.S. DISTRICT COURTBY ☐ COMPLAINT ☒ INFORMATION ☐ INDICTMENT**OFFENSE CHARGED**

See Attached

- ☐ Petty
☐ Minor
☒ Misdemeanor
☐ Felony

Place of offense
Fort Hunter Liggett, CAU.S.C. Citation
See attached sheet

Name of District Court, and/or Judge/Magistrate Judge Location (City)

Northern District of California

DEFENDANT -- U.S. vs.**RAMON STEPHAN DIAZ**

Address

Birth
DateFemale ☐ (If applicable)

(Optional unless a juvenile)

PROCEEDING

Name of Complainant Agency, or Person (& Title, if any)

☐ person is awaiting trial in another Federal or State Court, give name of court☐ this person/proceeding is transferred from another district per FRCrP ☐ 20 ☐ 21 ☐ 40. Show District☐ this is a reprosecution of charges previously dismissed which were dismissed on motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a pending case involving this same defendant☐ prior proceedings or appearance(s) before U.S. Magistrate Judge regarding this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
JUDGE CASE NO.Name and Office of Person
Furnishing Information on

THIS FORM

JOSEPH P. RUSSONIELLO

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S.
Att'y (if assigned)

Robert N. Michaels, SAUSA

IS NOT IN CUSTODY

- 1) ☐ Has not been arrested, pending outcome of this proceeding
If not detained, give date any prior summons was served on above charges
- 2) ☐ Is a Fugitive
- 3) ☒ Is on Bail or Release from (show District)
Northern District of California, FHL PD

IS IN CUSTODY

- 4) ☐ On this charge
- 5) ☐ On another conviction
- 6) ☐ Awaiting trial on other charges ☐ Fed'l ☐ State
If answer to (6) is "Yes," show name of institution

Has detainer
been filed?☐ Yes☐ No

Mo.

If "Yes,"
give date
filed

Day

Year

**DATE OF
ARREST**

Or ... if Arresting Agency & Warrant were not Federal

Mo.

Day

Year

**DATE TRANSFERRED
TO U.S. CUSTODY**☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS**

Process: Summons for arraignment

To appear before Judge Seeborg on 6 October 2008 at 9:30 am
US District Court, Located at 1000 South Main Street, #214, Salinas, CA 93901

**ATTACHMENT TO PENALTY SHEET
U.S. v. DIAZ, RAMON STEPHAN**

COUNT ONE: 18 U.S.C., Section 13, assimilating California Penal Code Section 148 (a)(1) – Resisting or Delaying Officer.

Penalties: Mandatory Minimum: N/A

Maximum Penalties:

1 year imprisonment in county jail; and
\$1,000.00 fine

COUNT TWO: 18 U.S.C., Section 13, assimilating California Vehicle Code Section 2800 (a) – Failure to Obey Lawful Order.

Penalties: Mandatory Minimum: N/A

Maximum Penalties:

5 days imprisonment in county jail.
\$50 fine